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March 15, 2004

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Application of

Applicant : Toney
Serial No. : 10/658,122
Filed : 09/09/2003
Title : WAVELENGTH SEPARATION DEVICES INCORPORATING
MULTI-BARRIER PHOTONIC HETEROSTRUTURES
Docket : BAT 0089 PA
Art Unit : 2874

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39,564
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PRELIMINARY AMENDMENT

This paper is being filed prior to receipt of an Office Action in the above-noted application. Consideration of the present application is respectfully requested in light of the amendments and remarks below, which include, in order of appearance, beginning on separate sheets:

- Amendments to the Claims; and
- Remarks.